

Serial No. 10/647,603 Page 2

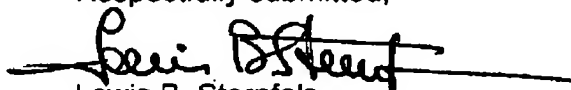
therefore, rather than paying the additional fee, this amendment, along with the enclosed Version with Markings to Show Changes Made in Claims (Supplemental to Amendment Filed 07 December 2004) is submitted to cancel the formerly withdrawn claims.

The cancellation of formerly withdrawn claims 16, 17, 19 and 20 is made without prejudice, such as to file a divisional application based upon these claims.

This matter was also discussed with Examiner Madsen on 16 December 2004.

Accordingly, continuance of the examination of extant claims 1, 2, 4-15, 18, and 21-28, and allowance thereof is solicited.

Respectfully submitted,



Lewis B. Sternfels
Registration No. 20,761
Attorney for Applicant

Law Offices of Clark D. Gross
% Russ August & Kabat
12424 Wilshire Boulevard, Suite 1200
Los Angeles, CA 90025-1031

Telephone: (310) 390-4022 & (310) 979-3444

Facsimile: (310) 979-3445

Enc. Version with Markings to Show Changes Made in Claims Supplemental to
Amendment Filed 07 December 2004

RECEIVED
CENTRAL FAX CENTER

DEC 16 2004

PATENTS

Attorney Docket No. 7187-101-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

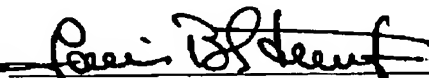
In re Application of:)
DAVID SOUMEKH)
Serial No. 10/099,925) Group Art No. 1761
Filed: 15 March 2002)
For: MICRO-POROUS ENCLOSURE FOR DELIVERING)
AND STIRRING INFUSIBLE AND WATER-SOLUBLE)
POTABLE MATTER INTO A LIQUID) Examiner: Robert A. Madsen

VERSION *WITH* MARKINGS TO SHOW CHANGES MADE IN CLAIMS
SUPPLEMENTAL TO AMENDMENT FILED 07 DECEMBER 2004

(Per Response to Office Action dated 07 September 2004)

Certificate of Transmission

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office
[Fax No. (703) 872-9306] on 16 December 2004.


Lewis B. Sternfels, (16 December 2004)
Registration No. 20,761

What is Claimed is:

1 1. (Once Amended) A sealed device for supplying the essences of infusible
2 and water-soluble potable matter into a liquid comprising [an] a unitary, self-supporting
3 generally stiff enclosure having openings which comprise micro-pores that form a
4 screen in which the micro-pores are smaller than the nominal size of the matter when
5 the matter comprises infusible matter, and thus are sized and have densities per unit
6 area substantially to eliminate the effect of surface tension of the liquid and, thus, to
7 encourage respective conveyance of the essences into the liquid.

1 2. (Original) A sealed device according to claim 1 in which said enclosure
2 comprises a tri-laminated material including a construction formed from layers of a
3 polymer material sandwiched about an aluminum layer.

1 3. (Cancelled) A sealed device according to claim 1 in which the openings
2 comprise micro-pores that form a screen in which the micro-pores are smaller than the
3 nominal size of the matter when the matter comprises infusible matter.

1 4. (Original) A sealed device according to claim 3 in which said enclosure
2 comprises a woven membrane.

1 5. (Original) A sealed device according to claim 4 in which said woven
2 membrane comprises food-grade monofilament polymer.

Serial No. 10/099,925

1

1 6. (Original) A sealed device according to claim 5 in which said
2 monofilament polymer comprises a polypropylene netting or gauze alternating with a
3 stabilized yarn.

1 7. (Original) A sealed device according to claim 3 in which said enclosure
2 comprises a tri-laminated material including a construction formed from layers of a
3 polymer material sandwiched about an aluminum layer.

1 8. (Original) A sealed device according to claim 3 in which said enclosure
2 is embodied as a tube.

1 9. (Original) A sealed device according to claim 8 in which said tube is
2 formed from a sheet of material lap-sealed upon itself.

1 10. (Original) A sealed device according to claim 8 in which said tube is
2 formed from a sheet of material fin-sealed upon itself.

1 11. (Original) A sealed device according to claim 3 in which said enclosure
2 is formed from an expandible container.

1 12. (Original) A sealed device according to claim 11 in which said container
2 has a pleated configuration to permit its expansion as the contained matter expands
3 upon contact with the liquid without causing a squeezing pressure upon the matter.

1 13. (Original) A sealed device according to claim 1 in which said enclosure
2 has sufficient rigidity which provides a adequate structural integrity to permits its

Serial No. 10/099,925

2

3 employment as a stirring rod for permitting the essence of the matter contained in the
4 enclosure to be conveyed into the liquid.

1 14. (Original) A sealed device according to claim 1 in which the matter
2 contained in the enclosure is in crystalline, powder and granular form, and in
3 combinations thereof.

1 15. (Original) A sealed device according to claim 14 in which the matter
2 comprises a pre-measured medication in dry form which is dissolvable in a ready-to-
3 use form.

1 16. (CANCELLED) A method for supplying the essences of infusible and
2 water-soluble potable matter into a liquid comprising the steps of providing openings
3 in an enclosure which are sized and have densities per unit area to substantially
4 eliminate the effect of surface tension of the liquid and, therefore, to encourage
5 respective infusion and dissolution of the essences into the liquid.

1 17. (CANCELLED) A method according to claim 16 further comprising the
2 step of forming the openings as micro-pores to form a screen that are smaller than the
3 nominal size of the matter when the matter comprises infusible matter.

1 18. (Once Amended) A sealed device for supplying the essences of infusible
2 and water-soluble matter into a liquid comprising [an] a unitary, self-supporting
3 generally stiff enclosure having openings which comprise micro-pores that form a
4 screen in which the micro-pores are smaller than the nominal size of the matter when
5 the matter comprises infusible matter, and thus are sized and have densities per unit

Serial No. 10/099,925

3

6 area substantially to eliminate the effect of surface tension of the liquid and, thus, to
7 encourage respective conveyance of the essences into the liquid

1 19. (CANCELLED) A method for supplying the essences of infusible and
2 water-soluble matter into a liquid comprising the steps of providing openings in an
3 enclosure which are sized and have densities per unit area to substantially eliminate
4 the effect of surface tension of the liquid and, therefore, to encourage respective
5 infusion and dissolution of the essences into the liquid.

1 20. (CANCELLED) A method according to claim 14 further comprising the
2 step of forming the openings as micro-pores to form a screen that are smaller than the
3 nominal size of the matter when the matter comprises infusible matter.

1 21. (New) A sealed device according to claim 1 in which the infusible matter
2 comprises tea.

1 22. (New) A sealed device according to claim 1 in which the potable matter
2 comprises matter in crystalline, powder or granule form.

1 23. (New) A sealed device according to claim 22 in which the potable matter
2 comprises sugar and/or instant coffee.

1 24. (New) A sealed device according to claim 22 in which the potable matter
2 comprises medications.

Serial No. 10/099,925

4

1 25. (New) A sealed device according to claim 18 in which the infusible matter
2 comprises tea.

1 26. (New) A sealed device according to claim 18 in which the potable matter
2 comprises matter in crystalline, powder or granule form.

1 27. (New) A sealed device according to claim 26 in which the potable matter
2 comprises sugar and/or instant coffee.

1 28. (New) A sealed device according to claim 26 in which the potable matter
2 comprises medications.

Serial No. 10/099,925

5